

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

ROBERT N. GOLDSTEIN,

Appellant

v.

PHILLIP ALEXANDER GORDON,
WWW.CHEATERS.COM,

Appellee

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02-10396

USDC No. 3:00-CV-22-P

APR 29 2002

U.S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

FILED

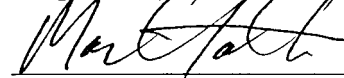
MAY - 6 2002

AGREED MOTION FOR VOLUNTARY DISMISSAL CLERK, U.S. DISTRICT COURT

Pursuant to Rule 42(b) of the Federal Rules of Appellate Procedure, Appellant

and Appellee, by their signatures below, agree that this appeal be voluntarily dismissed as premature, and hereby request the Court to dismiss the appeal. Appellant and Appellee agree that any costs resulting from this appeal shall be borne by the Appellant, and that the Appellant has not forfeited his right to appeal further action by the district court.

Respectfully submitted,



Mark G. Falkin

Texas Bar No. 00797809

Knox Central Place, Suite 2000

4627 North Central Expressway

Dallas, Texas 75205-4022

Phone (214) 219-1177

Facsimile (214) 528-2434

ATTORNEY FOR APPELLANT

AGREED TO AND APPROVED BY:

Eugenia S. Hansen

ATTORNEY FOR APPELLEE

37

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

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v.

PHILLIP ALEXANDER GORDON,
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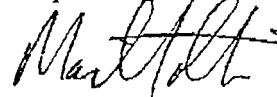
02-10396

USDC No. 3:00-CV-22-P

AGREED MOTION FOR VOLUNTARY DISMISSAL

Pursuant to Rule 42(b) of the Federal Rules of Appellate Procedure, Appellant and Appellee, by their signatures below, agree that this appeal be voluntarily dismissed as premature, and hereby request the Court to dismiss the appeal. Appellant and Appellee agree that any costs resulting from this appeal shall be borne by the Appellant, and that the Appellant has not forfeited his right to appeal further action by the district court.

Respectfully submitted,



Mark G. Falkin
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Eugenia S. Hansen

Attorney for Appellee, Phillip Alexander Gordon,

AGREED MOTION FOR VOLUNTARY DISMISSAL- Solo Page

ROBERT N GOLDSTEIN

Plaintiff - Appellant

v.

P A GORDON; WWW.CHEATERS.COM

Defendants - Appellees

ENTRY OF DISMISSAL

Pursuant to the agreed motion of the parties this appeal is dismissed this 2nd day of May, 2002, see FED.R.APP.P. 42(b).

CHARLES R. FULBRUGE III
Clerk of the United States Court
of Appeals for the Fifth Circuit

By: Debbie Kranz
Debbie Kranz, Deputy Clerk

FOR THE COURT - BY DIRECTION

DIS-4

A true copy

Test:

Clerk, U. S. Court of Appeals, Fifth Circuit

By: Debbie Kranz
Deputy

New Orleans, Louisiana MAY 02 2002

United States Court of Appeals

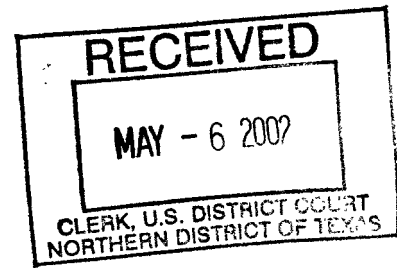
FIFTH CIRCUIT
OFFICE OF THE CLERK

CHARLES R. FULBRUGE III
CLERK

TEL. 504-310-7700
600 CAMP STREET
NEW ORLEANS, LA 70130

May 2, 2002

Ms Karen S Mitchell, Clerk
Northern District of Texas, Dallas
United States District Court
1100 Commerce Street
Room 14A20
Dallas, TX 75242



No. 02-10396 Goldstein v. Gordon
USDC No. 3:00-CV-22-P

Enclosed is a certified copy of the judgment issued as the mandate.

Record/original papers/exhibits are returned:

(2) Volumes () Envelopes () Boxes

Sincerely,

CHARLES R. FULBRUGE III, Clerk

By: Debbie Kranz
Debbie Kranz, Deputy Clerk
504-310-7698

cc: w/encl:
Mr Mark G Falkin
Ms Eugenia S Hansen
Mr John Anthony Dondrea
Mr William Chad Shear

MDT-1